
(2010) 12 SHI CK 0040
In the High Court Of Himachal Pradesh
Case No : CWP (T) No. 9546 of 2008

Hans Raj

APPELLANT

Vs

State of Himachal Pradesh and Others

RESPONDENT

Date of Decision : 22-12-2010

Acts Referred:

Citation : (2010) 12 SHI CK 0040

Hon'ble Judges : Rajiv Sharma, J

Bench : Single Bench

Final Decision : Dismissed

Judgement

Rajiv Sharma, J.—Petitioner has assailed the appointment of Respondents No. 3 and 4 to the post of Forest Guard. Case of the Petitioner, in a nutshell, is that he was ranking senior to Respondents No. 3 and 4 in the seniority list. However, he has been over looked for promotion to the post of Forest Guard.

2. Mr. P.M. Negi, learned Deputy Advocate General has vehemently argued that the promotions were made on the basis of limited competitive test held on 6.6.2003.

3. Fourteen posts of Forest Guards were allotted to Chamba Forest Circle vide letter dated 21.3.2003. A committee was constituted consisting of Conservator of Forest, as Chairman, Divisional Forest Officer, Chamba and the-then Divisional Forest Officer (Headquarters). The following criteria was adopted by the Selection Committee:

- i) for minimum educational qualification = 10 marks
- ii) General knowledge =10 marks
- iii) Experience and extra curricular activities= 7 marks
- iv) Personality = 3 marks.

4. The suitability of the Petitioner and Respondents No. 3 and 4 has been

adjudged by a duly constituted Selection Committee. Respondents No. 3 and 4 were found suitable as per the criteria prescribed for limited competitive test. Respondent-State has filled up ten posts of general category, three posts of Scheduled Caste category and one post of Schedule Tribe category. Since Respondents No. 3 and 4 have been found more meritorious on the basis of limited competitive test, as per Recruitment and Promotion Rules, there is no illegality in his promotion.

5. Accordingly, in view of the observations and discussions made hereinabove, there is no merit in the petition and the same is dismissed. No costs.